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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<p>Re Application of: Grozinger et al.</p> <p>Application No: 09/800,187</p> <p>Filed: March 5, 2001</p> <p>For: <i>Class II Human Histone Deacetylases, and Uses Related There to</i></p>	<p>Examiner: To be determined</p> <p>Group Art Unit: 1645</p> <p>Attorney Ref. No: HUV-037.01</p>
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CERTIFICATE OF FIRST CLASS MAILING

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William H. Homan

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR 1.97 (b)**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicants and/or their attorney in compliance with the requirements of 37 CFR 1.56. Copies of these documents are also being submitted herewith.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form 1449.

This submission does not represent that a search has been made or that no better art exists. Nor does it constitute an admission that the cited documents are material or constitute

“prior art.” If the Examiner applies the listed documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute “prior art” under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of said document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the referenced documents be applied against the claims of the present application.

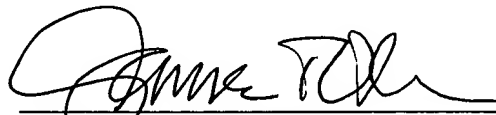
No additional costs are believed to be due in connection with the filing of this disclosure. If, however, a First Office Action on the merits issues in this application bearing a mailing date prior to the date of this Information Disclosure Statement, please charge the appropriate fees as required under 37 C.F.R. § 1.17(p) to our **Deposit Account No. 06-1448**.

Should there be any questions after reviewing this paper, the Examiner is invited to contact the undersigned at (617) 832-1000.

Respectfully Submitted,

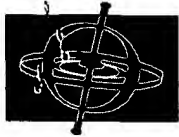
Date: November 20, 2001

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**FOLEY  
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ATTORNEYS AT LAW



Cto 1621

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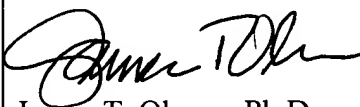
Re: U.S. Patent Application No: 09/800,187  
Entitled: *Class II Human Histone Deacetylases, and Uses Related  
Thereeto*  
Filed: March 5, 2001  
By: Grozinger et al.  
Atty Ref: HUV-037.01

Dear Sir:

Enclosed for filing in the above-referenced patent application please find the following:

1. Information Disclosure Statement Under 37 C.F.R. § 1.97(b);
2. PTO Form 1449;
3. Copies of References "BA" - "DH"; and
4. Return Receipt Postcard.

The Commissioner is hereby authorized to charge any under-payments or credit any over-payments to our Deposit Account No. 06-1448.

Certificate of First Class Mailing	
<p>I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on the date set forth below:</p> <p><u>November 20, 2001</u> Date</p> <p><u>William Haman</u></p>	<p>Respectfully submitted, FOLEY, HOAG &amp; ELIOT LLP</p> <p> James T. Olesen, Ph.D. Reg. No. 46,967 Agent for Applicants Customer ID No. 25181</p>

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